

**AMY J. PATTILLO, Patent Attorney**  
**P.O. Box 161327 - AUSTIN, TEXAS 78716**  
**FAX # 512-306-0417**

DATE: 5/9/2005

Number of Pages to Follow (including cover sheet): 5

**RECEIVED**  
**CENTRAL FAX CENTER**

MAY 09 2005

SEND TO: United States Patent Office  
 Examiner: Rasha Al Aubaidi  
 Group Art Unit: 2642  
 Tel No: 571-272-7491  
 Fax #: 703-872-9306  
 FROM: Amy J. Pattillo  
 Tel No: 512-402-9820

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE U.S. POSTAL SERVICE. THANK YOU.

Docket No. AUS92001827US1 Serial No. 10/015,382 Atty: AJP

Applicant: BROWN ET AL

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Transmittal Letter | <input checked="" type="checkbox"/> Certificate of Facsimile |
| <input type="checkbox"/> Amendment                     | <input type="checkbox"/> Notice of Appeal                    |
| <input type="checkbox"/> Amendment AF                  | <input type="checkbox"/> Appeal Brief (3 copies)             |
| <input type="checkbox"/> Ext. of Time                  | <input type="checkbox"/> Reply Brief                         |
| <input checked="" type="checkbox"/> IDS Statement      | <input type="checkbox"/> Change of Address                   |
| <input type="checkbox"/> Other _____                   | _____  |
| <br>_____  |  |

Deposit Acct. No. 09-0447

Fees: Amendment \_\_\_\_\_ Notice of Appeal \_\_\_\_\_ Appeal Brief \_\_\_\_\_ Other \_\_\_\_\_

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

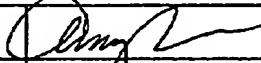
Application Number	10/015,382
Filing Date	12/12/2001
First Named Inventor	Michael Wayne Brown
Art Unit	2642
Examiner Name	Al Aurbaidi, Rasha S
Total Number of Pages in This Submission	4
Attorney Docket Number	AUS920010827US1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b> The Commissioner is authorized to charge payment of any necessary fees or credit any overpayments to deposit account 09-0447  The amendment is a preliminary amendment under 37 CFR 1.115.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Amy J. Patillo		
Signature			
Printed name	Amy J. Patillo		
Date	5/9/05	Reg. No.	46,883

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature 

Typed or printed name

Amy J. Patillo

Date

5/9/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PATENT  
10/015,264

**RECEIVED**  
**CENTRAL FAX CENTER**

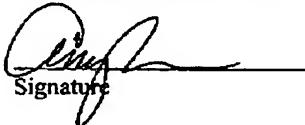
MAY 09 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Michael Wayne Brown, et al. Serial No.: 10/015,382 Confirmation Number: 2851 Filed: 12/12/2001 Title: CONTROLLING HOLD QUEUE POSITION ADJUSTMENT Atty Docket Number: AUS920010827US1	: Before the Examiner: Rasha Al Aubaidi Group Art Unit: 2642 Amy J. Pattillo P.O. Box 161327 Austin, Tx 78716 512-402-9820
--	--

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent Office at facsimile number 703-872-9306 and to the attention of Examiner Al Aubaidi on May 9, 2005 by Amy J. Pattillo.



Signature

5/9/05  
Date

**INFORMATION DISCLOSURE STATEMENT TRANSMITTAL**

Mail Stop  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants submit herewith patents, publications, or other information of which they are aware, which they believe may be material to the patentability of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56.

While this Information Disclosure Statement may be "material" pursuant to 37 CFR 1.56, it is not intended to constitute an admission that any patent, publication, or other information referred to herein is "prior art" for this information unless specifically designated as such.

AUS920010826US1

1

PATENT  
10/015,264

In accordance with 37 CFR 1.97(g) the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists.

The attached form, a substitute for PTO-1449, provides a listing of patents, publications, or other information as required by 37 CFR 1.98(a)(1). Copies of each of the items on PTO-1449 are not required because each item cites a published US Patent Application or issued US Patent.

Applicants note that the enclosed Information Disclosure Statement is filed after the period described in 37 CFR 1.97(b), but before the mailing date of any of a final action under 1.113, a notice of allowance under 1.311, or an action that otherwise closes prosecution in the application. In accordance with 37 CFR 1.97(c), Applicants submit the statement specified in 1.97(e). In particular, Applicants state in compliance with 1.97(e)(e) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 1.56(c) more than three months prior to the filing of the enclosed Information Disclosure Statement.

In the event a fee is required in connection with the enclosed Information Disclosure Statement, the Commissioner of Patents and Trademarks is authorized to charge Deposit Account No. 09-0447 for the necessary amount.

Respectfully submitted,



Amy J. Pattillo  
Attorney for Applicants  
Reg. No 46,983  
P.O. Box 161327  
Austin, Tx 78716  
512.402.9820 vox  
512.306.0417 fax

AUS920010826US1

2

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031  
**U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE**  
A collection of information unless it contains a valid OMB control number.

**Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.**

Substitute for form 1449/PTO		<b>Complete If Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>		Application Number	10/015,382
		Filing Date	12/12/2001
		First Named Inventor	Michael Wayne Brown
		Art Unit	2642
		Examiner Name	Ubiles, Marie C
		Attorney Docket Number	AUS920010827US1

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Shae

of

**Application Number** 10/015,382

Filing Date 12/12/2001

First Named Inventor Michael Wayne Brown

Ag Unit 8613

Examiner Name: Ubiles

Examiner Name: **OBiles, Marie C.**  
Attorney Docket Number: **AU160230010833**

**U. S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.